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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 PAMELA CARPENTER, an individual,)
11 Plaintiffs,)

12 vs.)

13 ALLSTATE INSURANCE COMPANY,)
14 a corporation; and DOES 1 through 100,)
15 Inclusive,)
16 Defendants.)

Case No. CV 11-7662 GW(JCGx)

[Assigned to Hon. George H. Wu]
Case Filed: July 6, 2011

17 **JUDGMENT**
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25 On September 17, 2012, a jury, after a trial presided over by Judge George H.
26 Wu, reached a verdict which is attached hereto as Exhibit A to this Judgment.

27 //

28 //

1 Pursuant to that verdict, **IT IS HERBY ORDERED, ADJUDGED and**
2 **DECREED** that:

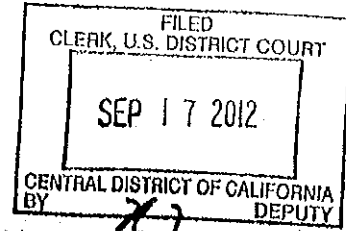
- 3 1. Judgment shall be entered in favor of Plaintiff Pamela Carpenter and
4 against Defendant Allstate Insurance Company in the amount of
5 \$10,455,633.28;
6 2. This Judgment shall bear interest at the statutory rate until it is paid; and
7 3. Plaintiff Pamela Carpenter shall be entitled to recover her costs of suit
8 from Defendant Allstate Insurance Company.

9
10
11 Dated: October 16, 2012



The Honorable George H. Wu
United States District Judge

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PAMELA CARPENTER, an individual,

Plaintiffs,

vs.

ALLSTATE INSURANCE COMPANY,
a corporation; and DOES 1 through 100,
Inclusive,

Defendants.

Case No. CV11-7662 GW(JCGx)

[Assigned to Hon. George H. Wu]

SPECIAL VERDICT FORM

REDACTED

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We answer the questions submitted to us as follows:

Claim for Breach of the Covenant of Good Faith and Fair Dealing

1. Did Allstate Insurance Company delay payment of policy benefits when due to Plaintiff?

☒ Yes ☐ No

If your answer to question 1 is "Yes," then answer question 2. If your answer to question 1 is "No," please proceed to question 7.

2. Was Allstate Insurance Company's delay in payment of policy benefits unreasonable or without proper cause?

☒ Yes ☐ No

If your answer to question 2 is "Yes," then answer question 3. If your answer to question 2 is "No," please proceed to question 7.

3. Was Allstate Insurance Company's delay in payment of policy benefits a substantial factor in causing harm to Plaintiff?

☒ Yes ☐ No

If your answer to question 3 is "Yes," then answer question 4. If your answer to question 3 is "No," please proceed to question 7.

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1 4. What, if any, are Plaintiff's economic damages as a result of Allstate's
2 delay in payment of policy benefits?

3
4 \$ ~~632.28~~ 632.28
5

6 If your answer to question 4 is greater than "0," then answer question 5. If
7 your answer to question 4 is "0," please proceed to question 7.

8
9 5. What, if any, are Plaintiff's noneconomic damages as a result of
10 Allstate's delay in payment of policy benefits?

11
12 \$ 455,000.00
13

14 6. Do you find by clear and convincing evidence that Allstate engaged in
15 conduct with malice or oppression or fraud?

16
17 ☒ Yes ☐ No
18

19 **Claim for Intentional Infliction of Emotional Distress**
20

21 7. Was Allstate Insurance Company's conduct outrageous in handling
22 Plaintiff's insurance claim?

23
24 ☒ Yes ☐ No
25

26 If your answer to question 7 is "Yes," then answer question 8. If your answer
27 to question 7 is "No," stop here, answer no further questions, and have the presiding
28 juror sign and date this form.

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1
2 8. Did Allstate intend to cause Plaintiff emotional distress or act with
3 reckless disregard of the probability that Plaintiff would suffer emotional distress?

4
5 ☒ Yes ☐ No

6
7 If your answer to question 8 is "Yes," then answer question 9. If your answer
8 to question 8 is "No," stop here, answer no further questions, and have the presiding
9 juror sign and date this form.

10
11 9. Did Plaintiff suffer severe emotional distress?

12
13 ☒ Yes ☐ No

14
15 If your answer to question 9 is "Yes," then answer question 10. If your answer
16 to question 9 is "No," stop here, answer no further questions, and have the presiding
17 juror sign and date this form.

18
19 10. Was Allstate Insurance Company's conduct a substantial factor in
20 causing Plaintiff's severe emotional distress?

21
22 ☒ Yes ☐ No

23
24 If your answer to question 10 is "Yes," then answer question 11. If your
25 answer to question 10 is "No," stop here, answer no further questions, and have the
26 presiding juror sign and date this form.

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1 11. Did Plaintiff suffer damages as a result of Allstate Insurance Company's
2 conduct??

3 ☒ Yes ☐ No

4
5 If your answer to question 11 is "Yes," then answer question 12. If your
6 answer to question 11 is "No," stop here, answer no further questions, and have the
7 presiding juror sign and date this form.

8
9 12. What, if any, are Plaintiff's damages as a result of Allstate's outrageous
10 conduct?

11
12 Past economic loss costs

\$ 632.28

13 Past noneconomic loss

\$ 455,000.00

14
15 13. Do you find by clear and convincing evidence that Allstate engaged in
16 conduct with malice or oppression or fraud?

17
18 ☒ Yes ☐ No

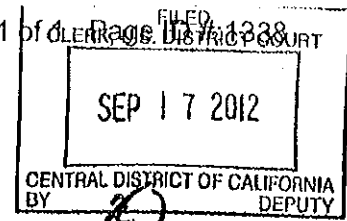
19
20 **REDACTED AS TO**
21 Signed: **FOREPERSON'S NAME** _____

22 Presiding Juror

23 Dated: 17th September 2012

24 After it has been signed, deliver this verdict form to the clerk.
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26
27
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Does the Jury find by clear and convincing evidence that punitive damages should be awarded in this case?

✓ (Yes)

 (No)

REDACTED

If your answer to the above question is "yes," what amount of punitive damages, if any, does the Jury find is appropriate in this case?

\$10,000,001.00

**REDACTED AS TO
FOREPERSON'S NAME**

Foreperson

17th September, 2012
Date